

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

ROSEMARIE STUMPF )  
v. ) Hon. Garrett E. Brown, Jr.  
Chief U.S.D.J.  
Docket No. 03-CV-03540  
NEIL R. GARVEY, et al. ) (GEB)(DEA)  
(IN RE TYCOM LTD. SECURITIES ) To Be Filed Electronically  
LITIGATION) )

**NOTICE OF SETTLEMENT TO FEDERAL AND/OR STATE OFFICIALS**

**(Class Action Fairness Act, 28 U.S.C. §§ 1711 *et seq.*)**

Pursuant to the Class Action Fairness Act of 2005, 28 U.S.C. § 1715, defendants TyCom Ltd. (“TyCom”), Tyco International Ltd. (“Tyco”), and Tyco’s successors in interest, Tyco International (US) Inc. (n/k/a Tyco Electronics (US) Inc.), Tyco Electronics, Ltd., and Covidien Ltd., L. Neil R. Garvey, Goldman, Sachs & Co., Merrill Lynch & Co. and Salomon Smith Barney Inc. (n/k/a Citigroup Global Markets) (collectively “Settling Defendants”) provide the following notification of the proposed settlement in In re TyCom Ltd. Securities Litigation, No. 03-cv-3540 (GEB)(DEA) (D.N.J.) (the “Action”).<sup>1</sup> The referenced

<sup>1</sup> Defendants L. Dennis Kozlowski and Mark H. Swartz (together, the “Non-Settling Defendants”) are not parties to the proposed Settlement and Lead Plaintiff’s claims against the Non-Settling Defendants remain pending.

exhibits are contained on the Compact Disc enclosed herewith in .pdf files that may be read with Adobe Acrobat.

28 U.S.C. § 1715(b)	Description	Exhibit Number (on enclosed CD)
1	Complaint filed in <u>Stumpf v. Garvey</u> , No. 03-CV-3540 (GEB) (filed July 24, 2003) (D.N.J.). Case subsequently consolidated with No. 03-CV-4591 as <u>In re TyCom Ltd. Securities Litigation</u> (03-CV-3540).	1a
1	Complaint filed in <u>O'Loughlin v. Garvey</u> , No. 03-CV-4591 (GEB) (filed Sept. 26, 2003) (D.N.J.). Case subsequently consolidated with No. 03-CV-3540 as <u>In re TyCom Ltd. Securities Litigation</u> (03-CV-3540).	1b
1	Consolidated Securities Class Action Complaint filed in <u>In re TyCom Ltd. Securities Litigation</u> , No. 03-CV-1352 (filed Dec. 13, 2004) (D.N.H.). Case subsequently transferred to the United States District Court for the District of New Jersey under docket number 03-CV-3540.	1c
2	Order Preliminarily Approving Settlement and Providing for Notice of Proposed Settlement and Scheduling Settlement Hearing, entered by the Court on May 6, 2010, setting time of the Settlement Hearing as August 25, 2010 at 1:00 pm before the Honorable Garrett E. Brown, Jr., United States District Court for the District of New Jersey, Clarkson S. Fisher Courthouse, 402 E. State Street, Trenton, NJ 08608.	2

28 U.S.C. § 1715(b)	Description	Exhibit Number (on enclosed CD)
3	<p>Affidavit of Compliance with the Court's Order Dated May 18, 2009 Directing Notice to Class Members and exhibits.</p> <p>Class Members were given notice and an opportunity to exclude themselves from the class through Notice of Pendency of Class Action and Summary Notice of Pendency of Class Action, which notices were provided for in an Order of the Court dated May 19, 2009. Pursuant to the Proposed Final Judgment and Order of Dismissal (attached as Exhibit 5 to the CD) with Prejudice, Class Members who did not file a timely request for exclusion from the Class by the October 1, 2009 deadline set forth in the notices of pendency will not have another opportunity to exclude themselves from the Class in connection with the proposed settlement. Class Members who filed timely exclusion requests will not be bound by the release in, or receive any benefit from, the proposed settlement unless they timely file a proof of claim.</p>	3
4	Settlement Agreement and Release dated as of March 26, 2010.	4
5	Class counsel and counsel for the defendants have not entered into any settlement or other agreement contemporaneously with the Stipulation of Settlement and exhibits thereto.	N/A

28 U.S.C. § 1715(b)	Description	Exhibit Number (on enclosed CD)
6	Proposed Final Judgment and Order of Dismissal with Prejudice.	5
7	Because a substantial amount of TyCom stock was purchased through "street name" accounts of various financial institutions, Settling Defendants are not able to identify all individuals and entities who purchased TyCom's stock. It is thus not feasible to identify or reasonably estimate the number of class members who reside in each State or to estimate the proportionate share of the claims of such members to the entire settlement. <sup>2</sup>	N/A
8	There are no written judicial opinions relating to the materials attached as Exhibits 3 through 6.	N/A

The foregoing information is provided based on the information currently available to the Settling Defendants and on the status of the proceedings at the time of the submission of this notification. If you are unable to access any of the information included on the enclosed CD, prefer paper copies of some or all of the enclosed materials or require additional information, please contact TyCom's counsel.

<sup>2</sup> 28 U.S.C. § 1715(b)(7)(A) provides that a notification must include "if feasible, the names of class members who reside in each State and the estimated proportionate share of the claims of such members to the entire settlement...." (emphasis supplied).

PLEASE TAKE NOTICE that pursuant to CAFA you are not required to comment on the proposed settlement. However, if you wish to comment, please file your comment at the following address:

Honorable Clerk of Court  
United States District Court  
District of New Jersey  
Clarkson S. Fisher Courthouse  
502 E. State Street  
Trenton, NJ 08608

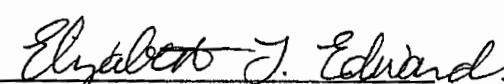
Alternatively, the United States District Court for the District of New Jersey (the "District Court") uses the federal electronic case filing ("ECF") system. More information about the District Court's ECF system is located at [www.njd.uscourts.gov](http://www.njd.uscourts.gov).

PLEASE TAKE NOTICE that if you choose to comment on the settlement, you should provide notice and a copy of your comment to the counsel identified below.

PLEASE TAKE NOTICE that the Settling Defendants are not under a duty to supplement this notice. If you have any questions about this notice, the underlying action, or the enclosed materials, please contact counsel for the Settling Defendants. The parties' proposed Final Judgment and Order of Dismissal with Prejudice shall request that the Court find that the Settling Defendants have provided notice pursuant to CAFA.

By: 

Karen A. Confoy, Esq.  
Sterns & Weinroth, PC  
One State Street Square Office Building  
50 West State Street, Suite 1400  
Trenton, New Jersey 08607-1298  
609-989-5012  
609-392-7956 (fax)  
kconfoy@sternslaw.com  
*Counsel for Defendants TyCom Ltd. and  
Tyco International Ltd.*

By: 

Elizabeth F. Edwards, Esq.  
McGuire Woods LLP  
One James Center  
901 East Cary Street  
Richmond, Virginia 23219  
804-775-1000  
703.712.5262 (fax)  
wzirkle@mcguirewoods.com  
*Counsel for Defendants TyCom Ltd. and  
Tyco International Ltd.*

By: 

Fred Bartlit, Jr., Esq.  
Bartlit Beck Herman Palenchar  
& Scott LLP  
1899 Wynkoop Street, Suite 800  
Denver, CO 80202  
303-592-3136  
303-592-3140 (fax)  
fred.bartlit@bartlit-beck.com  
*Counsel for Defendants TyCom Ltd. and  
Tyco International Ltd.*

By: Beth L. Kaufman  
Beth L. Kaufman, Esq.  
Schoeman Updike & Kaufman LLP  
60 East 42nd Street  
New York, NY 10165  
212-661-5030  
212-687-2123 (fax)  
bkaufman@schoeman.com

*Counsel for Defendant Neil R. Garvey*

By: Lawrence B. Friedman  
Lawrence B. Friedman, Esq.  
One Liberty Plaza  
New York, NY 10006  
Cleary Gottlieb Steen & Hamilton LLP  
212-225-2000  
212-225-3999 (fax)  
lfriedman@cgsh.com  
*Counsel for Goldman, Sachs & Co.,  
Merrill Lynch & Co. and Salomon Smith  
Barney Inc. (n/k/a Citigroup Global  
Markets)*

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing NOTICE OF SETTLEMENT TO FEDERAL AND/OR STATE OFFICIALS and accompanying compact disc were mailed by Federal Express this 10<sup>th</sup> day of May, 2010 to the following:

Troy King  
Alabama Attorney General  
500 Dexter Avenue  
Montgomery, AL 36130  
(334) 242-7300

Daniel Sullivan  
Alaska Attorney General  
1031 W. 4th Ave., Suite 200  
Juneau, AK 99501-1994  
(907) 465-3600

Terry Goddard  
Arizona Attorney General  
1275 W. Washington St.  
Phoenix, AZ 85007  
(602) 542-4266

Dustin McDaniel  
Arkansas Attorney General  
200 Tower Bldg., 323 Center St.  
Little Rock, AR 72201-2610  
(800) 482-8982

Edmund G. "Jerry" Brown, Jr.  
California Attorney General  
1300 I St., Ste. 1740  
Sacramento, CA 95814  
(916) 445-9555

John Suthers  
Colorado Attorney General  
1525 Sherman St.  
Denver, Colorado 80203  
303-866-4500

Richard Blumenthal  
Connecticut Attorney General  
55 Elm St.  
Hartford, CT 06141-0120  
(860) 808-5318

Joseph R. "Beau" Biden, III  
Delaware Attorney General  
820 N. French St.  
Wilmington, DE 19801  
(302) 577-8338

Peter Nickles  
District of Columbia Attorney General  
1350 PA Ave, NW Suite 409  
Washington, DC 20009  
(202) 727-3400

Bill McCollum  
Florida Attorney General  
The Capitol, PL 01  
Tallahassee, FL 32399-1050  
(850) 414-3300

Thurbert E. Baker  
Georgia Attorney General  
40 Capitol Square, SW  
Atlanta, GA 30334-1300  
(404) 656-3300

Mark J. Bennett  
Hawaii Attorney General  
425 Queen St.  
Honolulu, HI 96813  
(808) 586-1500

Lawrence Wasden  
Idaho Attorney General  
700 W. State Street  
Boise, ID 83720-1010  
(208) 334-2400

Lisa Madigan  
Illinois Attorney General  
100 W. Randolph St.  
Chicago, IL 60601  
(312) 814-3000

Greg Zoeller  
Indiana Attorney General  
302 West Washington Street, 5th Floor  
Indianapolis, IN 46204  
(317) 232-6201

Tom Miller  
Iowa Attorney General  
1305 E. Walnut  
Des Moines, IA 50319  
(515) 281-5164

Steve Six  
Kansas Attorney General  
120 S.W. 10th Ave., 2nd Fl.  
Topeka, KS 66612-1597  
(785) 296-2215

Jack Conway  
Kentucky Attorney General  
700 Capitol Avenue, Suite 118  
Frankfort, KY 40601  
(502) 696-5300

James D. "Buddy" Caldwell  
Louisiana Attorney General  
1885 N. Third St.  
Baton Rouge, LA 70804  
225-326-6000

Janet T. Mills  
Maine Attorney General  
6 State House Station  
Augusta, ME 04333  
(207) 626-8800

Douglas F. Gansler  
Maryland Attorney General  
200 St. Paul Place  
Baltimore, MD 21202-2202  
(410) 576-6300

Martha Coakley  
Massachusetts Attorney General  
1 Ashburton Place  
Boston, MA 02108-1698  
(617) 727-2200

Mike Cox  
Michigan Attorney General  
525 W. Ottawa St.  
Lansing, MI 48909-0212  
(517) 373-1110

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street  
St. Paul, MN 55101-2131  
(651) 296-3353

Jim Hood  
Mississippi Attorney General  
550 High Street, Suite 1220  
Jackson, MS 39201  
(601) 359-3680

Chris Koster  
Missouri Attorney General  
207 W. High St.  
Jefferson City, MO 65101  
(573) 751-3321

Steve Bullock  
Montana Attorney General  
Justice Bldg., 215 N. Sanders  
Helena, MT 59620-1401  
(406) 444-2026

Jon Bruning  
Nebraska Attorney General  
1445 K. Street  
Lincoln, NE 68509  
(402) 471-2682

Catherine Cortez Masto  
Nevada Attorney General  
Old Supreme Ct. Bldg., 100 N. Carson St.  
Carson City, NV 89701  
(775) 684-1100

Michael Delaney  
New Hampshire Attorney General  
State House Annex, 33 Capitol St.  
Concord, NH 03301-6397  
(603) 271-3658

Paula T. Dow  
New Jersey Attorney General  
25 Market Street  
Trenton, NJ 08625  
(609) 292-8740

Gary King  
New Mexico Attorney General  
408 Galisteo Street  
Sante Fe, NM 87501  
(505) 827-6000

Andrew Cuomo  
New York Attorney General  
Washington Ave. & State Street  
The Capitol, 2nd Fl.  
Albany, NY 12224-0341  
(518) 474-7330

Roy Cooper  
North Carolina Attorney General  
9001 Mail Service Center  
Raleigh, NC 27699-9001  
(919) 716-6400

Wayne Stenehjem  
North Dakota Attorney General  
State Capitol, 600 E. Boulevard Ave.  
Bismarck, ND 58505-0040  
(701) 328-2210

Richard Cordray  
Ohio Attorney General  
State Office Tower, 30 E. Broad St.  
Columbus, OH 43266-0410  
(614) 466-4320

W. A. Drew Edmondson  
Oklahoma Attorney General  
313 NE 21st Street  
Oklahoma City, OK 73105  
(405) 521-3921

John Kroger  
Oregon Attorney General  
Justice Bldg., 1162 Court St., NE  
Salem, OR 97301  
(503) 378-4732

Tom Corbett  
Pennsylvania Attorney General  
1600 Strawberry Square  
Harrisburg, PA 17120  
(717) 787-3391

Patrick C. Lynch  
Rhode Island Attorney General  
150 S. Main St.  
Providence, RI 02903  
(401) 274-4400

Henry McMaster  
South Carolina Attorney General  
1000 Assembly Street, Room 519  
Columbia, SC 29201  
(803) 734-3970

Marty J. Jackley  
South Dakota Attorney General  
1302 East Highway 14, Suite 1  
Pierre, SD 57501-8501  
(605) 773-3215

Robert E. Cooper, Jr.  
Tennessee Attorney General  
425 5th Avenue North  
Nashville, TN 37243  
615-741-3491

Greg Abbott  
Texas Attorney General  
300 W. 15th Street  
Austin, TX 78701  
(512) 463-2100

Mark Shurtleff  
Utah Attorney General  
350 North State Street, Suite 230  
Salt Lake City, UT 84114  
(801) 538-9600

William H. Sorrell  
Vermont Attorney General  
109 State St.  
Montpelier, VT 05609-1001  
(802) 828-3173

Ken Cuccinelli  
Virginia Attorney General  
900 East Main Street  
Richmond, VA 23219  
(804) 786-2071

Rob McKenna  
Washington Attorney General  
1125 Washington St. SE  
Olympia, WA 98504-0100  
(360) 753-6200

Darrell V. McGraw, Jr.  
West Virginia Attorney General  
State Capitol, 1900 Kanawha Blvd. E.  
Charleston, WV 25305  
(304) 558-2021

J.B. Van Hollen  
Wisconsin Attorney General  
17 W. Main Street  
114 E. State Capitol  
Madison, WI 53703  
(608) 266-1221

Bruce A. Salzburg  
Wyoming Attorney General  
123 State Capitol Bldg., 200 W. 24th Street  
Cheyenne, WY 82002  
(307) 777-7841

Eric H. Holder  
U.S. Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530-0001  
(202) 514-2000

By: Elizabeth F. Edwards  
Elizabeth F. Edwards, Esq.  
McGuire Woods LLP